UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/864,551	05/23/2001	Dobronsky Oren	LOJM-9992	3093

41461	7590	09/10/2004	

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EXAMINER
VU, THANH T

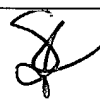| ART UNIT	PAPER NUMBER
2174	

DATE MAILED: 09/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

	Application No.		Applicant(s)	
Office Action Summary	09/864,551		OREN ET AL.	
	Examiner		Art Unit	
	Thanh T. Vu		2174	

-- *The MAILING DATE of this communication appears on the cover sheet with the correspondence address* --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on <u>01 June 2004</u>.

2a)☒ This action is **FINAL.**   2b)☐ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1 and 3-22* is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *1 and 3-22* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☐ The drawing(s) filed on _____ is/are: a)☐ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)☐ All   b)☐ Some *   c)☐ None of:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1)☒ Notice of References Cited (PTO-892)

2)☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3)☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.

4)☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.

5)☐ Notice of Informal Patent Application (PTO-152)

6)☐ Other: _____.

DETAILED ACTION

This communication is responsive to Amendment, Filed 06/01/2004.

Claims 1-22 are pending in this application. In the Amendment, claim 2 was cancelled,

claims 3-22 were added, and claim 1 was amended. This action is made Final.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the

basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1, 3-22 are rejected under 35 U.S.C. 102(e) as being anticipated by Winamp.

Per claim 1, Winamp teaches a method for presenting graphic and other information as a

skin of a browser comprising:

providing a plug-in for installation in a browser, the plug-in comprising programming

instructions for:

displaying graphic information as a skin in a toolbar area of browser (figs 2 and 3; skins

3);

displaying in the toolbar area, a user selectable button that includes a text label, the

button for directing a user to at least one web site corresponding to the text label (selectable

button: button 1 of fig. 1; text label: skins 3 of figs. 2 and 3; get more skins 4 selection allows

user to access web site of fig. 4 for corresponding skins 3 of figs. 2 and 3); and

updating the graphical information and the text label based on a web site that is being accessed via the browser (figs 2-4; user can update the graphical information and the text label from web site of fig. 4).

Per claim 3, Winamp teaches the method of claim 1, the graphic information including text information (figs. 2 and 3; text information: skins 3).

Per claim 4, Winamp teaches the method of claim 1, the graphic information corresponding to content of the web site that is being accessed by the browser (figs. 2-4; user can update the graphical information by downloading graphical information of the skins from web site of fig. 4).

Per claim 5, Winamp teaches the method of claim 1, wherein a selection of the button results in a presentation of links to at least one web site related to the text label (fig.2-4; selectable button: button 1 of fig. 1; get more skins 4 selection allows user to access web site of fig. 4 for corresponding skins 3 of figs. 2 and 3).

Per claim 6, Winamp teaches the method of claim 1, wherein a selection of the button results in the browser being directed to a web site having content related to the text label of the button (fig.2-4; selectable button: button 1 of fig. 1; get more skins 4 selection allows user to access web site of fig. 4 for corresponding skins 3 of figs. 2 and 3).

Per claim 7, Winamp teaches the method of claim 1, the graphic information including an advertisement (fig. 5; advertisement 6).

Per claim 8, Winamp teaches the method of claim 1, further comprising:

updating the text label based on an additional factor other than the web site being accessed via the browser (figs. 2-4; text label of skins 3 of figs. 2 and 3; the text label is updated if the user choose to download new skins 3).

Per claim 9, Winamp teaches the method of claim 8, the additional factor comprising an attribute of a user of the browser (figs. 2-4; text label of skins 3 of figs. 2 and 3; the text label is updated if the user choose to download new skins 3).

Per claim 10, Winamp teaches the method of claim 1, said updating further comprising updating an appearance of the button based on the web site being accessed by the browser (fig. 1-4; selection of skin 7 of figs. 2 and 3, the appearance of button 1 of fig. 1 is updated (see fig. 5).

Per claim 11, Winamp teaches A method for dynamically updating an attribute of a browser via a plug-in, the method comprising:

providing graphic information as a skin in a toolbar area of a browser (figs 2 and 3; skins 3); and

updating the graphic information based on a web site that is being accessed via the browser (figs 2-4; user can update the graphical information from web site of fig. 4).

Per claim 12, Winamp teaches the method of claim 11, the graphic information further comprising a user- selectable button that includes a text label, the button for directing a user to at least one web site corresponding to the text label (selectable button: button 1 of fig. 1; text label: skins 3 of figs. 2 and 3; get more skins 4 selection allows user to access web site of fig. 4 for corresponding skins 3 of figs. 2 and 3).

Per claim 13, Winamp teaches the method of claim 12, wherein the text label is updated

based on the web site that is being accessed via the browser (figs 2-4; user can update the text

label from web site of fig. 4).

Claim 14-16 are rejected under the same rationale of claims 3-4 and 8 respectively.

Claims 17-19 are rejected under the same rationale of claims 11-13 respectively.

Claims 20-21 are rejcted under the same rationale of claims 16 and 15 respectively.

Claim 22 is rejected under the same rationale of claim 17.

Response to Arguments

Applicant's arguments with respect to the Amendment have been considered but are moot

in view of the new ground(s) of rejection.

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this

Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a).

Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE

MONTHS from the mailing date of this action. In the event a first reply is filed within TWO

MONTHS of the mailing date of this final action and the advisory action is not mailed until after

the end of the THREE-MONTH shortened statutory period, then the shortened statutory period

will expire on the date the advisory action is mailed, and any extension fee pursuant to 37

CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Inquiries

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thanh T. Vu whose telephone number is (571) 272-4073. The examiner can normally be reached on Mon-Thur and every other Fri 8:30 AM - 6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine L. Kincaid can be reached on (571) 272-4063. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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